

REMARKS

Claims 1-18 are pending in the present application. In the above amendments, claims 15, 17, and 18 have been amended, and claim 16 has been cancelled. No new matter has been added by these amendments. Therefore, after entry of the above amendments, claims 1-15 and 17-18 will be pending in this application. Applicants believe that the present application is now in condition for allowance, which prompt and favorable action is respectfully requested.

I. DOUBLE PATENTING REJECTION

Claims 1-18 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-65 of co-pending U.S. Application No. 10/042,529.

Applicants are resubmitting a copy of terminal disclaimer filed in response to the Office Action dated August 7, 2006, along with proof of transmission and receipt of the terminal disclaimer, with respect to co-pending U.S. Application No. 10/042,529.

Claims 1-18 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-41 of co-pending U.S. Application No. 10/859,346.

Applicants are resubmitting a copy of terminal disclaimer filed in response to the Office Action dated August 7, 2006, along with proof of transmission and receipt of the terminal disclaimer, with respect to co-pending U.S. Application No. 10/859,346.

Thus, this rejection is respectfully submitted as being moot.

II. CLAIM REJECTIONS UNDER 35 U.S.C. § 102

Claims 15, 17-18 are rejected under 35 U.S.C. 102(e) as being anticipated by Wallace, U.S. Patent No. 6,473,467.

Claims 15, and 17-18 are further rejected under 35 U.S.C. 102(e) as being anticipated by Kogiantis U.S. Patent Application Publication No. 2002/008611.

Claim 15 has been amended to include a recitation, similar to allowable claim 16, and should now be allowed.

Claims 17 and 18 have been amended to include a recitation, similar to allowable claim 16, and should now be allowed.

CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

Dated January 15, 2007

By: Dmitry R. Milikovsky

Dmitry R. Milikovsky, Reg. No. 41,999
(858) 845-0130

QUALCOMM Incorporated
Attn: Patent Department
5775 Morehouse Drive
San Diego, California 92121-1714
Telephone: (858) 658-5787
Facsimile: (858) 658-2502